



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. H0002988)
(MBHB 01-1612)

In re Application of:)
Platt et al.) Group Art Unit: 1765
Serial No.: 10/083,978) Examiner: Ahmed, Shamim
Filed: February 27, 2002)
For: Bonding For A Micro-Electro-Mechanical)
System (MEMS) And MEMS Based)
Devices)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER PRIOR PATENT**

Petitioner, **HONEYWELL CORPORATION**, is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,234,378, issued May 22, 2001. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that said patent and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154-156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is

reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an agent of record and is empowered to execute the terminal disclaimer and to act on behalf of the organization pursuant to 37 C.F.R. § 1.321. Enclosed is a copy of the signed power of Attorney (Tab A).

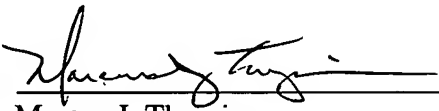
Copies of the assignment documents in the chain of title from the original owner to the assignee are attached for both the present application and the prior patent (i.e., the assignment document for the prior patent's related application (U.S. Patent Application No. 08/927,246) is attached and applies to the prior patent). The assignment documents for the present application and the prior patent were recorded in the U.S. Patent and Trademark Office at reel 012642 and frame 0700 for the present application (Tab B); at reel 8708 and frame 0870 for U.S. Patent No. 6,234,378 (Tab C).

The undersigned has reviewed the attached assignment document and certifies that, to the best of the undersigned's knowledge and belief, title is in the assignee seeking to take the action.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Dated: May 25, 2004

By: 
Marcus J. Thymian
Reg. No. 43,954

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Terminal disclaimer fee under 37 C.F.R. § 1.20(d) is included.